

Article - Health - General

[\[Previous\]](#)[\[Next\]](#)

§21-418.

(a) Subject to the hearing provisions of § 21-419 of this subtitle, the Secretary shall suspend a permit issued under this subtitle if:

(1) The holder of the permit has obtained the permit fraudulently or deceptively;

(2) The holder of the permit has violated this subtitle or a rule or regulation adopted under this subtitle;

(3) A violation of this subtitle or a rule or regulation adopted under this subtitle exists at the place for which the permit has been issued under this subtitle;

(4) A health hazard exists at the place for which the permit has been issued or exists as to the individual who holds the permit; or

(5) The holder of the permit has interfered with the Secretary in the performance of the Secretary's duties.

(b) (1) Except as otherwise provided in this section, before suspending a permit, the Secretary shall give to the holder of the permit notice of intent to suspend.

(2) The notice shall:

(i) Specify with particularity the condition or violation that the Secretary believes to justify the suspension; and

(ii) State that the holder has an opportunity to correct the condition or violation before a time that is:

1. At least 48 hours after the holder receives the notice of intent to suspend; and

2. Agreed on by the parties or set by the Secretary.

(c) The Secretary is not required to give notice of intent to suspend a permit if:

(1) The violation creates an imminent hazard to public health; or

(2) The holder of the permit has willfully refused to permit an authorized inspection.

(d) If a permit has been suspended more than once, the Secretary may revoke the permit.

[\[Previous\]](#)[\[Next\]](#)